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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 NAMECHEAP, INC., a Delaware  
corporation,

8 Plaintiff,

9 v.

10 TUCOWS, INC., a Pennsylvania corporation,  
11 *et al.*,

12 Defendants.

Case No. C17-1310RSM

ORDER DENYING MOTION FOR  
EXPEDITED DISCOVERY AS MOOT

13 THIS MATTER comes before the Court on Plaintiff's Motion for Leave to Conduct  
14 Limited, Expedited Discovery. Dkt. #9. Plaintiff sought leave to conduct discovery prior  
15 to the required discovery conference under Federal Rule of Civil Procedure 26(f), in order  
16 to support the motion for preliminary injunction it planned to file at the time it made its  
17 motion. *Id.* Defendants opposed the motion. Dkt. #17. Plaintiff has since filed its Motion  
18 for Preliminary Injunction. Dkt. #19.

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20 The Court now finds the motion for expedited discovery to be MOOT. The Court  
21 issued its Order Regarding Initial Disclosures and Joint Status Report on September 1,  
22 2017. Dkt. #7. That Order set the deadline for the parties' FRCP 26(f) conference for  
23 September 29, 2017. *Id.* There is no indication from the parties that they were unable to  
24 meet that deadline, and it has now passed. Therefore, the Court can only assume that the  
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1 conference took place, and Plaintiff has no procedural bar to moving forward with seeking  
2 the discovery it desires.

3 Accordingly, the Court hereby ORDERS that Plaintiff's Motion for Leave to Conduct  
4 Limited, Expedited Discovery (Dkt. #9) is DENIED AS MOOT.  
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6 DATED this 2 day of October, 2017.  
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10 RICARDO S. MARTINEZ  
11 CHIEF UNITED STATES DISTRICT JUDGE  
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